THE HON'BLE MR JUSTICE R.SUBHASH REDDY

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WRIT PETITION No.2060 of 2006

–

08-06-2006

Between:

Arogya Reddy.

.... PETITIONER

AND

The Chairman, State Level Standing Committee & Director of School Education, Andhra Pradesh, Hyderabad and another.

...RESPONDENTS

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THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION No.2060 of 2006

O R D E R:

This Writ Petition is filed questioning the proceedings dated 21-12-2005 issued by the first respondent-Chairman, State Level Standing Committee and Director of School Education, Andhra Pradesh, Hyderabad, rejecting the application of the petitioner for grant of 'No Objection Certificate' to start B.Ed College.

Heard the learned counsel for the petitioner and the learned Government Pleader for School Education.

Grant of permission to run B.Ed College is governed by the provisions of National Council for Teacher Education Act, 1993 (for short 'NCTE Act'). As per the regulations framed there under, for grant of permission by the National Council for Teacher Education (for short 'NCTE'), to start a new college, there was a requirement of getting 'No Objection Certificate' from the Government. But, however, in the place of old regulations, new regulations have come into force in the year 2005, according to which, there is no requirement to obtain 'No Objection Certificate,' and for grant of permission, the exclusive authority is conferred on the competent authority under the provisions of the NCTE Act alone.

It is submitted by the learned counsel for the petitioner that the petitioner has already made an application to the competent authority for grant of permission under NCTE Act. However, the petitioner shall make another application to the competent authority within a period of eight weeks from the date of receipt of this order. On such filing of the application, it is open for the competent authority to consider the application for grant of permission in

accordance with the new regulations, titled as, National Council for Teacher Education (Recognition Norms & Procedure) Regulations, 2005, without insisting for 'No Objection Certificate' from the State or any other authority.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

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JUSTICE R.SUBHASH REDDY

Dated:08-06-2006

Usd/Msnr